

Message

From: Odusote, Gloria [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ODUSOTE, GLORIA]
Sent: 10/31/2018 4:25:00 PM
To: Stacey Phillips [Stacey.Phillips@Milliken.com]
CC: Elaine Hare-Sturm [Elaine.Hare-Sturm@Milliken.com]
Subject: RE: Milliken - PMN Path Forward

Hi Stacey,

I think we should have a call before I schedule a director-level meeting. A meeting with that many people that includes the branch chief and the division director would take time to set up as I will have to arrange around many people's schedules. Also as you know, we usually ask submitter to expect up to 2 weeks to sanitize documents as there is generally a queue for preparing sanitized documents. I can prepare the updated engineering report but we will require time to sanitize.

Best,
Gloria

From: Stacey Phillips [mailto:Stacey.Phillips@Milliken.com]
Sent: Wednesday, October 31, 2018 11:12 AM
To: Odusote, Gloria <odusote.gloria@epa.gov>
Cc: Elaine Hare-Sturm <Elaine.Hare-Sturm@Milliken.com>
Subject: Milliken - PMN Path Forward
Importance: High

Hi Gloria,

I hope you are having a good week. I was able to follow up with Milliken's external consultants at Ramboll about the ecotox discussion you and I had last week regarding the company's PMN. Milliken still has questions about EPA's interpretation and conclusions and how it plans to proceed with the PMN determination. Our business leadership asked that the progress be reviewed by our external legal counsel, Phil Moffat at Verdant Law, PLLC, since it appears that a consent order or SNUR may be issued, based on our current understandings of the Agency's assessment.

Mr. Moffat suggested that, to get the PMN closed out in a timely manner, Milliken should elevate the discussion within the New Chemicals Management Branch/Chemical Control Division to get a clear understanding of the path forward. Therefore, we ask that you schedule a conference call to discuss the proposed determination, the basis for that proposed determination for both intended and reasonably foreseen uses, and the timing of resolution. Milliken has information that EPA may find helpful, especially concerning reasonably foreseen uses.

For the call, Mr. Moffat has proposed a conversation with you, the ecotoxicologist, the engineer/exposure assessor, and your branch chief, plus the division director, but only if you think that level of participation would be helpful. If there's anyone else you feel is appropriate to include from the Agency, please invite them too. Milliken will ask Mr. Moffat to participate along with David Liu and Linda Martello from Ramboll, Elaine Hare-Sturm, Milliken Director of Regulatory Affairs, Drew Horton, Milliken in-house legal counsel, and myself.

In addition, I again would like to request a copy of the finalized Engineering Report before the call. I only have the draft copy you provided back in the summer. Please fax this over in the next few days so the Milliken team can review it prior to our call. My fax number is 864-503-2430.

Please let me know your team's availability for a call. I think we would both like to get this one completed and moved along, so I hope this will quickly answer everyone's questions and concerns. I know our suspension extension should run us through next Tuesday, November 6th, so we will need to extend this again if we can't get a call prior to that time.

I really appreciate your assistance to date.

Kind regards,
Stacey

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